

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA

7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 v.

10 JOHN GLEN BURNETT,

11 Defendant.

2:21-CR-319-APG-DJA

Preliminary Order of Forfeiture

12 This Court finds John Glen Burnett pled guilty to Count One of a One-Count
13 Superseding Criminal Information charging him with coercion and enticement in violation
14 of 18 U.S.C. § 2422(a). Superseding Criminal Information, ECF No. __; Arraignment &
15 Plea, ECF No. __; Plea Agreement, ECF No. __.

16 This Court finds John Glen Burnett agreed to the forfeiture of the property set forth
17 in the Plea Agreement and the Forfeiture Allegation of the Superseding Criminal
18 Information. Superseding Criminal Information, ECF No. __; Arraignment & Plea, ECF
19 No. __; Plea Agreement, ECF No. __.

20 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (b)(2), the United
21 States of America has shown the requisite nexus between property set forth in the Plea
22 Agreement and the Forfeiture Allegation of the Superseding Criminal Information and the
23 offense to which John Glen Burnett pled guilty.

24 The following property is (1) any property, real or personal, that was used or
25 intended to be used to commit or to facilitate the commission of 18 U.S.C. § 2422(a) and (2)
26 any property, real or personal, used or intended to be used to commit or to facilitate the
27 commission of 18 U.S.C. § 2422(a) and is subject to forfeiture pursuant to 18 U.S.C. §
28 2428(a)(1) and 18 U.S.C. § 2428(b)(1)(A) with 28 U.S.C. § 2461(c):

1 1. a white Apple iPhone bearing IMEI: 356740914661419 and serial number
2 F17FH2M10D81; and

3 2. an AT&T SIM card 8901 2803 3201 6930 1249

4 (all of which constitutes property).

5 This Court finds that on the government's motion, the Court may at any time enter
6 an order of forfeiture or amend an existing order of forfeiture to include subsequently
7 located property or substitute property pursuant to Fed. R. Crim. P. 32.2(e) and
8 32.2(b)(2)(C).

9 This Court finds the United States of America is now entitled to, and should, reduce
10 the aforementioned property to the possession of the United States of America.

11 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND
12 DECREED that the United States of America should seize the aforementioned property.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory
14 rights, ownership rights, and all rights, titles, and interests of John Glen Burnett in the
15 aforementioned property are forfeited and are vested in the United States of America and
16 shall be safely held by the United States of America until further order of the Court.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States
18 of America shall publish for at least thirty (30) consecutive days on the official internet
19 government forfeiture website, www.forfeiture.gov, notice of this Order, which shall
20 describe the forfeited property, state the time under the applicable statute when a petition
21 contesting the forfeiture must be filed, and state the name and contact information for the
22 government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6)
23 and 21 U.S.C. § 853(n)(2).

24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual
25 or entity who claims an interest in the aforementioned property must file a petition for a
26 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which
27 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C. §
28 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's

1 right, title, or interest in the forfeited property and any additional facts supporting the
2 petitioner's petition and the relief sought.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,
4 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,
5 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was
6 not sent, no later than sixty (60) days after the first day of the publication on the official
7 internet government forfeiture site, www.forfeiture.gov.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the
9 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States
10 Attorney's Office at the following address at the time of filing:

11 Daniel D. Hollingsworth
12 Assistant United States Attorney
13 James A. Blum
14 Assistant United States Attorney
501 Las Vegas Boulevard South, Suite 1100
Las Vegas, Nevada 89101.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice
16 described herein need not be published in the event a Declaration of Forfeiture is issued by
17 the appropriate agency following publication of notice of seizure and intent to
18 administratively forfeit the above-described property.

19 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
20 copies of this Order to all counsel of record.

21 DATED January 11, 2022.

22
23
24 
25 ANDREW P. GORDON
26 UNITED STATES DISTRICT JUDGE
27
28